

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW HAMPSHIRE

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KAREN TESTERMAN  
LYNN-DIANE BRIGGS  
and WAYNE PAUL SAYA SR.,

Plaintiffs

v.

DAVID SCANLAN, SECRETARY OF STATE  
FOR NEW HAMPSHIRE  
and CHRIS AGER, NEW HAMPSHIRE  
REPUBLICAN STATE COMMITTEE

Defendants

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Case No. 1:23-cv-00499-JL-AJ

**NOTICE OF ASSENT**

Defendants Chris Ager and the New Hampshire Republican State Committee, (the “State Committee” and, jointly with Mr. Ager, the “NHRSC”), by and through their attorneys, Cleveland, Waters and Bass, P.A., hereby assent to plaintiffs’ motion for voluntary dismissal of defendant Chris Ager, without prejudice. To further clarify the assent the NHRSC states as follows.

Plaintiffs Mr. Saya and Ms. Briggs filed a motion purporting to dismiss their complaint against Chris Ager in his individual and official capacity. *See* Doc. No. 80 at 1. Counsel for the NHRSC emailed plaintiffs to clarify whether the dismissal was being sought as to the State Committee or just Mr. Ager. *See* Emails between parties, attached hereto as Exhibit A. Mr. Saya and Ms. Briggs clarified that the dismissal was being sought against both the State Committee and Mr. Ager. *See* Exhibit A. With that understanding of plaintiffs’ intent, the NHRSC assents to Mr. Saya’s and Ms. Briggs’ motion.

Respectfully submitted,

CHRIS AGER, NEW HAMPSHIRE  
REPUBLICAN STATE COMMITTEE,  
By Their Attorneys,

Date: March 29, 2024

/s/ Jacob M. Rhodes  
Bryan K. Gould, Esq. (NH Bar #8165)  
gouldb@cwbp.com  
Jacob M. Rhodes, Esq. (NH Bar #274590)  
rhodesj@cwbp.com  
Cleveland, Waters and Bass, P.A.  
Two Capital Plaza, Fifth Floor  
Concord, NH 03302-1137  
Telephone: (603) 224-7761  
Facsimile: (603) 224-6457

CERTIFICATE OF SERVICE

I hereby certify that the within document is being served electronically through the court's electronic filing system upon counsel of record and all other parties who have entered electronic service contacts in this docket. In addition, the following parties have been served by email and U.S. Mail:

Karen Testerman (karen@karentesterman.com)  
9 Stone Avenue  
Franklin, NH 03235

Lynn-Diane Briggs (lynbdance@gmail.com)  
4 Golden Pond Lane  
Amherst, NH 03031

Wayne Paul Saya, Sr. (waynesaya2@gmail.com)  
24 Cadogan Way  
Nashua, NH 03062

Date: March 29, 2024

/s/ Jacob M. Rhodes  
Jacob M. Rhodes, Esq.